

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION

DONALD SCOTT

Petitioner

v.

UNITED STATES OF AMERICA

Respondent

**Judgment in a 2255 Case**

Criminal Case No. 7:07-CR-54-F

Civil Case No. 7:10-CV-236-F

**Decision by Court.**

This action came before the Honorable James C. Fox, Senior United States District Judge, for consideration of the respondent's motion to dismiss.

**IT IS ORDERED AND ADJUDGED** that respondent's motion to dismiss is granted and this action is hereby dismissed.

This Judgment Filed and Entered on April 5, 2011, with service on:

Donald Scott 50924-056 United States Penitentiary - McCreary P.O. Box 3000 Pine Knot, KY 42635 (via U.S. Mail)

W. Ellis Boyle (via CM/ECF Notice of Electronic Filing)

April 5, 2011

/s/ Dennis P. Iavarone

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Clerk

Raleigh, North Carolina